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Feb. 10, 2022
Thursday

**United States Bankruptcy Court
Central District of California
Riverside
Judge Scott Clarkson, Presiding
Courtroom 126 Calendar**

Held in Santa Ana

Thursday, February 10, 2022

Hearing Room 126

10:00 AM

6:20-13807 MA KAZAZ

Chapter 7

Adv#: 6:20-01153 NextGear Capital Inc v. KAZAZ

#1.00

CONT. TRIAL re: Complaint by NextGear Capital Inc against MA KAZAZ. for Dischargeability under Section 523(a)(2), 523(a)(4), and 523(a)(6)

From: 9/16/21, 12/6/21

EH_____

Docket 1

Tentative Ruling:

Tentative for 2/10/22:

Appearances are required in person in Courtroom 5C.

Tentative for 7/27/21:

For the reasons more fully stated below, the Court is inclined to: (1) sanction the parties in the amount of \$250.00 each for failure to timely file a pre-trial stipulation, (2) issue an order to show cause ("OSC") why this case should not be dismissed for Plaintiff's failure to prosecute, which will be heard on October 13, 2021, at 1:30 p.m., and (3) set a continued pre-trial conference on October 13, 2021, at 1:30 p.m.

Any response to the OSC, as well as a joint pre-trial stipulation, shall be due not later than September 29, 2021.

This case was previously dismissed for Plaintiff's failure to file a status report in accordance with the Court's rules and instructions and attend the initial status conference held on December 2, 2020. That dismissal was vacated when the Court granted Plaintiff's motion for reconsideration, which contained assurances that "similar mistakes will not occur again." Dk. 11, Pg. 2:20-21.

DO NOT FILE - TO BE ATTACHED TO THE EXHIBITS FOR LODGING

Attorney for Plaintiff/Movant(s): ☒ or Defendant/Respondent(s): ☐UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA

In re: MA KAZAZ, <div style="text-align: right;">Debtor(s)</div>	Case No.: <u>6:20-bk-13807-SC</u> Adversary No.: <u>6:20-ap-01153-SC</u> Chapter 7 <input checked="" type="checkbox"/> 11 <input type="checkbox"/> 13 <input type="checkbox"/> EXHIBIT REGISTER AND NOTICE RE DISPOSITION OF EXHIBITS Hearing Date: <u>September 16, 2021</u> Hearing Time: <u>10:00 a.m.</u> Hearing Place: <u>411 West Fourth Street,</u> <u>Santa Ana CA 92701</u> <u>Courtroom: 5C</u>
vs. NEXTGEAR CAPITAL, INC., <div style="text-align: right;">Plaintiff/Movant(s)</div>	
MA KAZAZ, aka MOHAMMAD ABDULLAH KAZAZ, <div style="text-align: right;">Defendant/Respondent(s)</div>	

LIST OF EXHIBITS (*NUMBERED, TAGGED AND A BRIEF DESCRIPTION OF EXHIBIT)

1. Kar Max Corporate Statement of Information	<i>Admitted</i>
2. Kar Max Dealer Credit Application	
3. MA Kazaz Driver's License	
4. Kar Max Dealer License	<i>admitted</i>
5. Demand Promissory Note and Guarantee	<i>pgs. 19-20 admitted</i>
6. UCC Financing Statement Kar Max	<i>admitted</i>
7. SOT Vehicle Report	<i>admitted</i>
8. Receivable Detail Report	
9. Kar Max NSF Transactions	
10. DMV Title Transfer for 2016 BMW	
11. Bill of Sale for 2016 BMW	
12. Cash Statement for 2016 BMW	
13. DMV Title Transfer for 2018 Mercedes	
14. Bills of Sale for 2018 Mercedes	
15. Cash Statement for 2018 Mercedes	

B-3024 * EXHIBITS OF PLAINTIFF/MOVANT(S) SHALL BE MARKED WITH NUMBERS.
 EXHIBITS OF DEFENDANT/RESPONDENT(S) SHALL BE MARKED WITH LETTERS.

DO NOT FILE - TO BE ATTACHED TO THE EXHIBITS FOR LODGING

Attorney for Plaintiff/Movant(s): ☒ or Defendant/Respondent(s): ☐UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA

In re: MA KAZAZ, Debtor(s)	Case No.: <u>6:20-bk-13807-SC</u> Adversary No.: <u>6:20-ap-01153-SC</u> Chapter 7 <input checked="" type="checkbox"/> 11 <input type="checkbox"/> 13 <input type="checkbox"/> EXHIBIT REGISTER AND NOTICE RE DISPOSITION OF EXHIBITS
NEXTGEAR CAPITAL, INC., Plaintiff/Movant(s)	Hearing Date: <u>September 16, 2021</u> Hearing Time: <u>10:00 a.m.</u> Hearing Place: <u>411 West Fourth Street,</u> <u>Santa Ana CA 92701</u> <u>Courtroom: 5C</u>
vs. MA KAZAZ, aka MOHAMMAD ABDULLAH KAZAZ, Defendant/Respondent(s)	

LIST OF EXHIBITS (*NUMBERED, TAGGED AND A BRIEF DESCRIPTION OF EXHIBIT)

16. NextGear v Kar Max State Complaint	<i>Withdrawn</i>
17. Entry of Default Mahrouf Kazaz	
18. Notary Declaration	<i>Admitted</i>
19. Requests for Production of Document from MA Kazaz	
20. Notice of Deposition of Ma Kazaz	
21. Notice of Continued Deposition of Ma Kazaz	
22. Notice of BK MA Kazaz	
23. MA Kazaz's Summary of Amended Schedules	
24. NextGear's Collections Management Screen Notes	
25. NextGear's Payments Received Report	<i>Admitted</i>
26. Communications with Farmars Finance, LLC	<i>Admitted</i>
27. Chase Bank Records	
28. Gate Releases	
29. Attorneys Fees and Costs Through August 31, 2021	

B-3024 * EXHIBITS OF PLAINTIFF/MOVANT(S) SHALL BE MARKED WITH NUMBERS.
 EXHIBITS OF DEFENDANT/RESPONDENT(S) SHALL BE MARKED WITH LETTERS.

NOTICE RE DISPOSITION OF EXHIBITS

NOTICE IS HEREBY GIVEN THAT EXHIBITS PRESENTED TO THE COURT MUST BE WITHDRAWN FROM THE CLERK'S OFFICE AFTER THE EXPIRATION OF THE TIME FOR APPEAL, OR WHERE NO APPEAL IS TAKEN, ENTRY OF A STIPULATION WAIVING OR ABANDONING THE RIGHT TO APPEAL, FINAL DISPOSITION OF THE APPEAL, OR BY ORDER OF THE COURT (LOCAL RULE 9070-1). EXHIBITS MUST BE WITHDRAWN WITHIN THIRTY (30) DAYS OF THIS NOTICE. EXHIBITS WHICH ARE NOT WITHDRAWN SHALL BE DESTROYED.

Date

KATHLEEN J. CAMPBELL
U. S. Bankruptcy Court

By: _____

Deputy Clerk

Disposed of on _____

Deputy Clerk _____

Withdrawn on _____

By: _____